IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

WRIT PETITION NO.4410 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

Mr.A.V.Anturkar, for the Petitioners
Ms. S.S.Bhende, A.G.P. for Respondents

CORAM : F.I. REBELLO & S.P. KUKDAY,JJ.
DATED : 21st February,2005
P.C.

. Rule. Heard forthwith.

2. The grievance of the petitioners is that before passing the order dated 21st January, 2004 in terms of Section 31A(3) of the Bombay Stamp Act no opportunity was given to the petitioners. As the order involves civil consequences the petitioners had to be given an opportunity. Considering the above the impugned order dated 21st January, 2004 is quashed and set aside. The matter is remanded back to the respondent No.2, who after hearing the petitioner to pass appropriate order according to law at any rate within three months from today. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO, J.)

(S.P. KUKDAY, J.)